

Attorney Dkt. No. 51275/107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of:

Theoharis C. Theoharides

Serial No. 09/771,669

Filed: 01/30/2001

For: Synergistic Proteoglycan Compositions For Inflammatory Conditions

Group Art Unit: 1615

Examiner: Charesse L. Evans

AMENDMENT PURSUANT TO 37 CFR 1.111

Mail Stop: Non-Fee Amendment

Commissioner for Patents

POB 1450

Alexandria, VA 22313-1450

Sir:

This is an amendment in response to a non-final Office Action (Paper 15) mailed 10/02/2003.

Remarks

Claims 1-13 and 22-35 are pending. All pending claims have been rejected under 35 USC 103. All rejections are traversed. The applicant requests reconsideration of all rejections.

Claims 1-6, 8-9, 11-13 and 25-35 are rejected as being obvious over Murad (US 5,804,594) in view of Arora (US 5,223,257). The examiner asserts that Murad teaches a pharmaceutical composition for treating unhealthy skin comprising glucosamine sulfate, chondroitin sulfate and quercetin. The absence of a teaching by Murad of applicant's unrefined kernel oil in the claimed compositions is said to be cured by combining Murad with Arora which teaches the use of pure virgin cold-pressed olive oil in topical anti-inflammatory compositions.